



***Duchesne County Planning, Zoning
& Community Development
734 North Center Street
P.O. Box 317
Duchesne, Utah 84021
(435) 738-1152
Fax (435) 738-5522***

January 8, 2009

Mr. Russell Larsen
DC Transport & Excavating, Inc.
3650 W Highway 248
Kamas, UT 84036

RE: Planning Commission Approval of Conditional Use Permit

Dear Mr. Larsen:

At the January 7, 2009 meeting of the Duchesne County Planning Commission a public hearing was held to consider your request for a conditional use permit to extract earth products (gravel pit and rock crusher) on 25 acres of a 359.26-acre parcel owned by Ken and Nancy Moon, about five miles southwest of Myton.

After testimony and discussion, the Planning Commission adopted findings to approve the request, subject to the following conditions:

1. Applicant shall control dust and noise so neither becomes a nuisance. A dust control plan shall be implemented throughout the course of the operations.
2. Applicant shall maintain a reclamation bond in effect during the course of the mining operations. The bond shall name the County as a beneficiary to the level of at least \$5,000.00 for the first acre and \$3,000.00 per additional acre to be disturbed at any one time.
3. Applicant agrees to reclaim (re-contour and re-seed) the site at the conclusion of mining operations in a manner acceptable to Duchesne County and the property owner.
4. Applicant agrees to obtain a road approach permit from the Duchesne County Road Department prior to constructing their access road.
5. Applicant shall obtain a Duchesne County business license prior to start of operations.
6. The requirements of the DEQ air quality permit shall also be requirements of the Conditional Use permit.

If any party who participated in the hearing is aggrieved by the decision, an appeal may be filed with the Duchesne County Commissioners within ten days of the date of this letter.

If there is no successful appeal, you have 18 months to activate this permit by starting excavation.

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Please provide us with a copy of your final lease with the property owner so we can determine what level of reclamation will occur after mining is completed. Please provide a copy of your dust control plan to us, as well as to the Utah DEQ and Tri County Health Department, at the addresses listed below.

If you have any questions regarding this letter, please contact this office.

Sincerely,



Mike Hyde, AICP
Community Development Administrator

pc: Scott Hacking, Utah DEQ, 281 E 200 North, Roosevelt, UT 84066
Darrin Brown, Tri County Health Dept., 133 S 500 East, Vernal, UT 84078
Glen Murphy, Public Works Director
JoAnn Evans, Business License Clerk
Ken and Nancy Moon, HC 64, Box 102, Duchesne, UT 84021-9501
Todd Moon, Rt. 3, Box 3622, Myton, UT 84052-9732
Leslie Heppler, Div. Of Oil, Gas & Mining, P.O. Box 145801, Salt Lake City, UT 84114